

REGULAR MEETING OF THE MAYOR AND BOARD OF TRUSTEES OF THE VILLAGE OF IRVINGTON, NEW YORK HELD ON MONDAY APRIL 4, 2005 AT 7:00 P.M. VILLAGE HALL, 85 MAIN STREET, IRVINGTON, NEW YORK.

Present: Dennis P. Flood, Mayor
Richard J. Livingston, Trustee
Jonathan A. Siegel, Trustee
Nicola S. Coddington, Trustee
Donald P. Marra, Village Administrator
Lawrence S. Schopfer, Clerk-Treasurer
Edward J. Ritter, Deputy Clerk-Treasurer
Lino J. Sciarretta, Village Attorney’s Office
Michael Cerone, Police Lieutenant

The Board held a work session from 7:00 p.m. until 7:30 p.m. At 7:30 p.m., Mayor Flood called the meeting to order. Trustee Livingston made a motion for the Board to adjourn to executive session to take up legal and personnel matters. The motion was seconded by Trustee Siegel and unanimously approved.

Upon reconvening after executive session, the regular meeting was called to order by Mayor Flood who led the attendance in the pledge of allegiance to the flag of the United States of America.

Mayor Flood began the meeting with a brief explanation as to why he would be continuing as Mayor while the election litigation was pending. Mayor Flood then asked Lino Sciarretta, Village Attorney to explain “in English” the opinion of council as to the Mayor being held over.

Mayor Flood opened the floor to public comment on matters not contained on the agenda of the regular meeting. Several questions were asked in regard to the pending litigation, the cost to the Village for legal fees as well as an explanation of public law in regard to the Mayor being held over. Lino Sciarretta, Village Attorney spoke briefly on each of the questions posed.

Trustee Siegel made a motion to adopt the minutes of the regular meeting of the Board of Trustees held March 21, 2005. Trustee Livingston seconded the motion and it was unanimously approved with Trustee Coddington abstaining from the vote.

Mayor Flood read correspondence from Laura Thompson commending Chief Grieco, Casey DiCesare thanking the board for honoring him with a proclamation, jacket and sign, Robert Bronnes resigning his position on the Zoning Board of Appeals after thirty-five (35) years of service and Richard Wood – Cub Scout leader thanking the Irvington Police Department, specifically Detectives Mike Foley and Mike Buck for their recent visit to the Police Station. A copy of the correspondence is attached hereto as a part of these minutes.

Village Justice Lawrence H. Ecker performed the swearing in of Trustee Nicola S. Coddington for a 2-year term.

Mayor Flood opened the public hearing regarding the tentative fiscal year 2006/06 operating budget. He outlined the proposed operating budget. After some discussion, Mayor Flood requested that the hearing be kept open and a special meeting of the Board of Trustees be convened on April 13, 2005 to allow for the collection of some additional information in regard to questions posed during the hearing.

**RESOLUTION 2005-28
APPROVAL OF 2004-05 BUDGET TRANSFERS**

Trustee Siegel offered the following resolution, which was seconded by Trustee Livingston and adopted:

RESOLVED, to approve the following 2004-05-budget transfer:

**Entry 2005-21
Water Department**

To:	Professional Fees	8-8310-437	\$5,000
From:	Contingency	8-1990-465	\$5,000

(Account for a professional services required for water/sewer main breaks)

Entry 2005-22
Library

To:	Equipment	3-7410-456	\$1,114.60
From:	Repairs/Maint - Equipment	3-7410-200	\$1,114.60

(Account for a replacement computer, budgeted in repairs and maintenance of equipment)

The vote resulted as follows:

AYES: 4 (Mayor Flood, Trustees Livingston, Siegel, Coddington)
NAYS: NONE

RESOLUTION 2005-29
APPROVAL OF A CONTRACT WITH TARRYTOWNS’ VFW POST 1939 FIFE, DRUM & BUGLE CORPS FOR THE MEMORIAL DAY PARADE

Trustee Livingston offered the following resolution, which was seconded by Trustee Siegel and adopted:

RESOLVED, to approve a contract between the Village of Irvington and Tarrytowns’ VFW 1939 Fife, Drum & Bugle Corps for a musical performance on May 30, 2005 in the amount of \$1,200 and to authorize the Village administrator to execute said contract.

The vote resulted as follows:

AYES: 3 (Mayor Flood, Trustees Livingston, Siegel, Coddington)
NAYS: NONE

RESOLUTION 2005-30
AUTHORIZATION TO EXPRESS SUPPORT FOR THE CONTINUED FUNDING OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

Trustee Livingston offered the following resolution, which was seconded by Trustee Siegel and adopted:

WHEREAS, the Community Development Block Grant (CDBG) program was enacted, and signed into law by President Gerald Ford, as the centerpiece of the Housing and Community Development Act of 1974; and

WHEREAS, the CDBG program has as its primary objective “...the development of viable urban communities, by providing decent housing and a suitable living environment and expanding economic opportunities, principally for persons of low and moderate income”; and

WHEREAS, the CDBG program has considerable flexibility in allowing communities to carry out activities that are tailored to their unique housing and neighborhood revitalization needs; and

WHEREAS, throughout its 30-year history, the CDBG program has been a partnership among the federal, state and local governments, business, and the non profit sector which carry out activities that improve the lives and neighborhoods of families; and

WHEREAS, according to the Department of Housing and Urban Development (HUD), in FY 2004, the CDBG program provided funds for thousands of activities, assisting over 23 million persons and households through such activities as expanding homeownership activities, eliminating slums and blighting influences, improving infrastructure such as roads, water and sewer systems, libraries, community centers, adult day care and after school care for children, homeless housing facilities, employment training, transportation services, crime awareness, and business and job creation as well as the preservation and restoration of historic buildings; and

WHEREAS, Westchester County administers the CDBG program for the County government and neighboring municipalities, and uses approximately \$16 million each year to undertake critical public improvement projects; and

WHEREAS, the amount of Federal funding provided to the County is based on the population of the participating government agencies; and

WHEREAS, the Village of Irvington has participated in the County's CDBG program for many years, receiving approximately \$400,000 over the past few years for the renovation and expansion of the Senior Citizen Center and the purchase of a Senior Citizen bus; and

WHEREAS, the FY 2006 budget of the President of the United States proposes to completely eliminate the CDBG program; and

WHEREAS, should such a proposal be enacted, it would have a devastating effect on Westchester County's CDBG program, in that it would limit the availability of public transportation for seniors to get to their centers and important programs; would not allow for the construction of new senior and youth centers in low and moderate income areas to provide safe havens and advocacy programs for both seniors and youth; would impose great financial hardship on lower income residents to make repairs to sidewalks in front of homes; would limit day care opportunities for families making the transition from welfare to work; and would not help to rehabilitate the homes of our neediest residents on limited or fixed incomes; now therefore be it

RESOLVED, that the Village of Irvington hereby calls on the Congress to preserve the Community Development Block Grant (CDBG) Program within the Department of Housing and Urban Development and provide a FY 2005 funding of at least \$4.7 billion overall, with no less than \$4.35 billion in formula funding, and be it

FURTHER RESOLVED, that this resolution be forwarded to Congresswoman Nita M. Lowey, Congressman Eliot Engle, and Senators Charles Schumer and Hillary Clinton, Federal Congressional representatives to the Village of Irvington.

The vote resulted as follows:

AYES: 3 (Mayor Flood, Trustees Livingston, Siegel, Coddington)
NAYS: NONE

Trustee Siegel reported that the Highway Department cleaned up after the last Spring snow storm, repaired drainage issues in various locations performed maintenance on snow and ice equipment assisted the Water Department with meter readings, repaired and rebuilt three (3) catch basins, assisted at Village Hall and picked up leaves throughout the Village.

Mayor Flood spoke on the activities of the Water Department who have worked on several water main breaks, performed maintenance on equipment and continued to inspect supplies and equipment.

Trustee Livingston reported that he had attended the Zoning Board of Appeals (ZBA) meeting, held on March 22, 2005. He acknowledged that the ZBA chairman and the Board reviewed six (6) cases, including the Flying Fingers Holding Corp and all were handled well.

Village Administrator Donald Marra reported on the Land Use Alliance Training that he had attended recently as a great experience. He also announced a reminder that there would be a public hearing on Monday, April 18, 2005 in regard to adoption and amendment to the Parking Permit Law.

There being no further business, the meeting was adjourned.

Edward J. Ritter, Deputy Clerk-Treasurer